GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Lands - APIIC - Permission to APIIC for execution of lease deed in favour of M/s. NTPC Green Energy Limited (NGEL), a wholly owned subsidiary of NTPC, for development of the green hydrogen hub in 1200 Acres of contiguous land in APSEZ (de-notified area), Pudimadaka village of Atchuthapuram Mandal, Anakapalli District - Orders - Issued.

INDUSTRIES AND COMMERCE (INFRA) DEPARTMENT

G.O.Ms.No.30 Dated: 11.03.2024.

Read the following:

1. G.O.Ms.No.96, Industries & Commerce (IP&INF) Dept., dt.04.09.2014.
2. Govt. Letter No.8801/Infra/Al/2016, dt.04,07.2021.
3. From the Secretary, Government of India, Ministry of Power, Letter dt.25.01.2023.
4. G.O.Ms.No.18, Industries & Commerce (INFRA) Dept., dt.24.02.2023.
5. G.O.Ms.No.62, Industries & Commerce (INFRA) Dept, dt.21.07.2023.
6. From the VC&MD., APIIC Ltd., Letter No.524/APIIC/PROJECTS/NTPC/ VSP/2013(Part File)-Part(l), dt.28.10.2023.
7. G.O.Ms.No.104, Industries & Commerce (INFRA) Dept,, dt.09.11.2023.
8. From the VC&MD., APIIC Ltd., e-file No.5 24/APIIC/PROJECTS/NTPC/ VSP/2013(PartFile)-Part(1)(Computer No.1421538).

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O R D E R:

In the G.O. 1st read above, Government have issued orders directing the APIIC to allot and hand over 1200 Acres of contiguous land in APSEZ, (de-notified area), Pudimadaka village of Atchuthapuram Mandal, Visakhapatnam District, to National Thermal Power Corporation Ltd., (NTPC), on long lease basis of 33 years for setting up a coal based 5x800 MW (4000 MW) Super Thermal Power Station. Accordingly, APIIC has issued allotment orders to M/s.National Thermal Power Corporation Ltd. (NTPC) on 13.09.2014. Subsequently vide letter at *2nd* read above, Government have accorded permission to the VC&MD., APIIC Ltd., for withdrawal of the land allotted to M/s. NTPC Ltd., over an extent of 1200 Acs in APSEZ (de-notified area) at Pudimadaka (V), Atchuthapuram (M), Visakhapatnam District.

2. In the G.O. 4th read above, Government have accorded permission to M/s. National Thermal Power Corporation Limited, for change in line of activity from "Thermal Power Project" to "Green Hydrogen Hub" and also agrees conditional in- principle approval for development of the green hydrogen hub, subject to condition that M/s. NTPC Limited, shall complete the 1st phase of the Project by 2026 and 2nd phase by 2030 and to realign the mile stones submitted by the Company in their proposal in accordance with the reduced timelines as requested by the Secretary, Government of India, Ministry of Power, in his letter

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3rd read above. Accordingly, vide G.O. 5th read above, Govt. have issued the following orders:-

i. M/s. NTPC Ltd., is requested to pay the balance cost along with 9% interest to a tune of Rs.260.72 Crore to APIIC.
ii. M/s. NTPC Ltd., is requested to submit the DPR for new proposed project along with time lines.
iii. The request of M/s. NTPC Limited is agreed for change of the name from M/s. NTPC Limited to "M/s. NTPC Green Energy Limited, which is a wholly owned subsidiary of NTPC Limited,
iv. The VC&MD., APIIC Ltd., is accorded permission to execute the lease deed post payment of the necessary fees and submission of the DPR for the new project along with time lines.

3. In his Letter 6th read above, the VC&MD., APIIC Ltd., has submitted the proposal to the Govt. on the request of M/s. NTPC Limited for execution lease deed in favour of M/s. NTPC Limited and permission for Sub Leasing / Transfer of lease hold rights, to develop the Green hydrogen Hub and bring more investment.

4. In the G.O. 7th read above, Government have accorded permission to the VC&MD., APIIC Ltd., for execution of lease deed in favour of M/s.NTPC Limited to permit M/s. NTPC Limited for Sub Leasing/transfer of lease hold rights in the areas earmarked for industrial Park purpose, to develop the Green Hydrogen Hub and bring more investment.

5. In the reference 8th read above, the VC&MD., APIIC Ltd., has stated that vide mail dt.29.01.2024, the General Manager (Business Development), NTPC Ltd., EOC, NOIDA has informed that the lease deed shall be executed by NTPC Green Energy Limited (NGEL), a wholly owned subsidiary of NTPC duly enclosing the lease deed documents with the requisite modification in the name of NGEL instead of NTPC Limited. Further, vide mail dt.15.02.2024 the General Manager (Business Development), NTPC Ltd., EOC, NOIDA furnished the copy of extract minutes of the meeting of the NTPC Board on 29.01.2024. Wherein, it was resolved for approval of execution of lease deed of Pudimadaka land by NTPC Green Energy Limited (NGEL), for development of the Integrated Green Hydrogen Hub.

6. The VC&MD., APIIC Ltd., has also stated that, the Clause No. 24.6 (a) & (d) of Allotment Regulations-2020 says:

> Clause No. 24.6 (a): A process fee of @ 3% on the value of the land prevailing on the date of issue of such approvals, subject to a maximum of Rs.5.00 lakhs shall be levied on each change.

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Clause No. 24.6 (d): Where the allottee is company as per the Companies Act / such other legal entity as per any other existing Law decides to implement the project in the name of the Special Purpose Company (SPC) incorporated under the Law, wherein the original allottee company / its share holders at the time of allotment shall hold not less than 51% equity of the company in the SPC. In such case, the original allottee needs to hold 51% equity until the project is implemented and the company goes into commercial production.

7. The VC&MD., APIIC Ltd., has therefore, requested the Government to issue necessary orders on the request again made by NTPC for execution of lease deed in favour of NTPC Green Energy Limited (NGEL) a wholly owned subsidiary of NTPC, since G.O.Ms.No.104, dt.09.11.2023 accorded permission to APIIC for execution of lease deed in favour of M/s. NTPC Limited.

8. Government after careful examination of the proposal hereby accord permission to the VC&MD., APIIC Ltd., for execution of lease deed in favour of M/s. NTPC Green Energy Limited (NGEL), a wholly owned subsidiary of NTPC, for development of the green hydrogen hub in 1200 Acres of contiguous land in APSEZ (de-notified area), Pudimadaka village of Atchuthapuram Mandal, Anakapalli District.

9. The Vice Chairman & Managing Director, A.P. Industrial Infrastructure Corporation Limited and the Commissioner of Industries, A.P., shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

N. YUVARAJ
SECRETARY TO GOVERNMENT & CIP

To
The Vice Chairman & Managing Director, A.P. Industrial Infrastructure Corporation Limited, APIIC Towers, Mangalagiri, Guntur Dist., A.P.-522 503.
The Commissioner of Industries, APIIC Towers, Mangalagiri, Guntur Dist., A.P.
M/s. NTPC Limited, NTPC Bhavan, Scope Complex, Institutional Area, Lodhi Road, New Delhi - 110003.

Copy to:
The P.S. to Special Chief Secretary to C.M., A.P. Secretariat, Velagapudi.
The P.S. to Hon'ble Minister (III&C and IT), A.P. Secretariat, Velagapudi.
The P.S. to Chief Secretary to Government, A.P. Secretariat.
The P.S. to Secretary to Govt. & CIP., Ind. & Comm. Dept, A.P. Secretariat.
SC/SF (C.No.104261).

// FORWARDED BY: ORDER //

SECTION OFFICER